

JUN 13 2008

PTO/SB/21 (08-06)

Approved for use through 09/31/2007. GMB 0851-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid GMB control number.

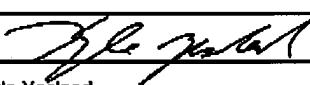
**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

		Application Number	10/696,671
		Filing Date	October 28, 2003
		First Named Inventor	Robert D. Ivarie
		Art Unit	1633
		Examiner Name	Keushal, Sumesh
Total Number of Pages in This Submission	4	Attorney Docket Number	AVI-000CON

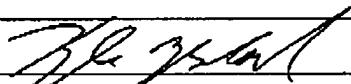
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	AviGenics, Inc.		
Signature			
Printed name	Kyle Yesland		
Date	June 13, 2008	Reg. No.	45,526

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Kyle Yesland		
	Date	June 13, 2008	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER
JUN 13 2008

Appl. No. 10/696,671
 Reply to Office Action of May 29, 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/696,671
 Applicant : Ivarie et al
 Filed : October 28, 2003
 Title : Transgenic Chickens That Lay Eggs Containing Exogenous
 Proteins (amended)
 TC/A.U. : 1633
 Examiner : Kaushal, Sumesh
 Docket No. : AVI-000CON

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
 Mail Stop: Amendment, Honorable Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark
 Office on or before:

Date June 13, 2008
 Signature Tyler Westland
 Name Tyler Westland

Mail Stop: Amendment
 Honorable Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

RESPONSE TO EXAMINER'S COMMUNICATION OF MAY 29, 2008

Sir:

In response to the Office Action mailed May 29, 2008, please enter the following
 amendments and remarks.

Remarks/Arguments begin on page 2 of this paper.